

**COUNTY COUNCIL OF FREDERICK COUNTY  
MEETING MINUTES  
Tuesday, January 5, 2016**

Council Members Bud Otis, President; M.C. Keegan-Ayer, Vice-President; Tony Chmelik, Treasurer; Kirby Delauter, Jerry Donald, Jessica Fitzwater, and Billy Shreve were present for the meeting.

Also present were Ragen Cherney, Council Chief of Staff; Michael Chomel, County Attorney's Office; Joyce Grossnickle, Office of the County Executive, and Patti Morrow, Recording Secretary.

Council President Otis called the meeting to order at 4:30 p.m. in the first floor hearing room, Winchester Hall, 12 East Church Street, Frederick, Maryland.

The meeting began with a moment of silence followed by the recitation of the Pledge of Allegiance.

Council President Otis apologized for a misstatement he had made at a previous meeting regarding a former county employee.

*Council Member Keegan-Ayer moved to approve the agenda as presented. Council Member Donald seconded the motion that passed 6-1 with Council Member Shreve opposed.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

**CONSENT AGENDA**

The following items were considered on the consent agenda:

- #BT-16-131 – Emergency Management Division
- #BT-16-132 – Child Advocacy Center, Citizens Services Division
- #BT-16-133 – Workforce Services, Office of Economic Development
- #BT-16-134 – Workforce Services, Office of Economic Development

*Council Member Keegan-Ayer moved to approve the consent agenda as presented. Council Member Donald seconded the motion that passed 6-1 with Council Member Shreve opposed.*

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Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

**Business Items:**

**Approval of Minutes for October 27, November 24, December 1, December 8, and December 15, 2015**

*Council Member Keegan-Ayer moved to approve the minutes for October 27, November 24, December 1, December 8, and December 15, 2015, as presented. Council Member Donald seconded the motion that passed 6-0-1 with Council Member Shreve abstained.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve			X
Presiding Officer - Otis	X		

**Affirm the Confirmation of the County Executive's Appointments/Reappointment to Boards and Commissions - Joyce Grossnickle, Office of the County Executive**

Ms. Grossnickle presented the appointments and reappointment to the following boards and commissions recently made by County Executive Gardner. Ms. Grossnickle requested the Council's confirmation of the appointments and the reappointment as presented.

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**Board of Gaming Appeals**

*Council Member Keegan-Ayer moved to confirm the appointment of Mr. Johnny Jones to fill an unexpired term to expire June 30, 2017, and the reappointment of Mr. Steve Starliper for a three-year term to expire June 30, 2018. Council Member Donald seconded the motion that passed 7-0.*

<b>Council Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Absent/ Abstain/ Present</b>
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Commission For Women**

*Council Member Keegan-Ayer moved to confirm the appointment of Ms. Karen Czapanskiy to fill an unexpired term to expire June 30, 2018, and Ms. Amanda Fleet to fill an unexpired term to expire June 30, 2017. Council Member Donald seconded the motion that passed 7-0.*

<b>Council Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Absent/ Abstain/ Present</b>
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Companion Animal Welfare Advisory Committee**

*Council Member Keegan-Ayer moved to confirm the appointment of Ms. Shannon Angelopoulos to fill an unexpired term to expire June 30, 2018. Council Member Donald seconded the motion that passed 7-0.*

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Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Defined Contribution Plans Committee**

*Council Member Keegan-Ayer moved to confirm the appointment of Ms. Diane Fox and Mr. Michael Mills to fill unexpired terms to expire June 30, 2018. Council Member Donald seconded the motion that passed 6-1 with Council Member Shreve opposed.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

**Historic Preservation Commission**

*Council Member Keegan-Ayer moved to confirm the appointment of Mr. Richard Stonebraker and Ms. Mary Thompson to fill unexpired terms to expire June 30, 2017. Council Member Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

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**Mental Health Advisory Committee**

*Council Member Keegan-Ayer moved to confirm the appointment of Dr. Pamela Blake to fill an unexpired term to expire June 30, 2016. Council Member Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Roads Board**

*Council Member Keegan-Ayer moved to confirm the appointment of Mr. John Thomas to fill an unexpired term to expire June 30, 2020. Council Member Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Workforce Development Board**

*Council Member Keegan-Ayer moved to confirm the appointment of Mr. Steve Chafitz to fill an unexpired term to expire June 30, 2019, and Ms. Anne Paxton to serve as a Public Sector representative with no term assigned. Council Member Donald seconded the motion that passed 7-0.*

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<b>Council Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Absent/ Abstain/ Present</b>
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

**Business Item:**

**Introduction of Rezoning Case #R-97-03 (A) – Frederick Crossing MXD Phase I Plan Amendment – John Dimitriou, Planning and Permitting Division**

Mr. Jim Gugel, Planning and Permitting Division, gave a brief overview of the initial rezoning process.

Mr. Dimitriou presented the applicant's request to amend the Phase I Plan for the Frederick Crossing MXD to increase the amount of permitted commercial area to 45% and change the land use designation for the 7.56 acre site from "Office/R&D/Hotel" to "Commercial."

It was noted the public hearing on the issue would be held on Tuesday, January 19 at 7:00 p.m.

**Public Hearing:**

**Proposed Designation of Captain Samuel Cock Farmstead, 7701 Dance Hall Road, Frederick, to the Frederick County Register of Historic Places (#CR15-03) – Denis Superczynski, Planning and Permitting Division**

A public hearing was held, as duly advertised, on an application to add the property known as "Captain Samuel Cock Farmstead" to the Frederick County Register of Historic Places.

President Otis swore in all who planned to testify during the hearing.

Mr. Superczynski presented the request. He noted the Frederick County Historic Preservation Commission recommended approval of the request. He also noted the applicant had received a Special Exception from the Board of Appeals to operate a facility for functions on the property conditional upon having the site listed on the County Register and subject to several conditions.

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Public comment was heard from:

- Ian Frank
- Mark Lynch, applicant

It was noted a decision on the issue would be scheduled for a future Council meeting.

**Motion to go into Closed Session**

Council President Otis said the closed session to consider the employment of a contractual analyst was no longer necessary.

Council Member Delauter requested that a discussion on the issue of elder care housing be scheduled for a workshop.

**Public Comments**

None.

**Council Comments**

Comments were provided by the Council Members.

**Adjourn**

The meeting adjourned at 6:00 p.m.

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Bud Otis, President  
County Council